

FORM TO BE USED BY A PRISONER FILING A COMPLAINT
UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. §1983

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

FILED _____ ENTERED _____
LOANED _____ RECEIVED _____

WAYNE RESPER 274319

APR 26 2013

WESTERN CORRECTIONAL INSTITUTION

13800 McMULLEN HWY., S.W.

CUMBERLAND, MD 21502

(Full name, prison identification
number and address of the plaintiff)

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APR 30 2013

AT BALTIMORE
CLERK U.S. DISTRICT COURT
DISTRICT OF MARYLAND

BY _____ DEPUTY

Civil Action No. PJM-13-7278
(Leave blank on initial filing to be filled in by Court.)

v.

LIEUTENANT SCHURG, SGT. T. SIRS,
OFFICER WEISENMILLER

NORTH BRANCH CORRECTIONAL
INSTITUTION

14100 McMULLEN HWY., S.W.

CUMBERLAND, MD 21502

(Full name and address of the defendant(s))

COMPLAINT

I. Previous lawsuits

- A. Have you filed other cases in state or federal court dealing with the same facts as in this case or against the same defendants?

YES ☐ NO ☒

- B. If you answered YES, describe that case(s) in the spaces below.

1. Parties to the other case(s):

Plaintiff: _____

Defendant(s): _____

2. Court (if a federal court name the district; if a state court name the city or county): _____
3. Case No.: _____
4. Date filed: _____
5. Name of judge that handled the case: _____
6. Disposition (won, dismissed, still pending, on appeal): _____

7. Date of disposition: _____

II. Administrative proceedings

- A. If you are a prisoner, did you file a grievance as required by the prison's administrative remedy procedures?

YES ☒ NO ☐

1. If you answered YES:

a. What was the result? IT WAS DISMISSED.

- b. Did you appeal?

YES ☒ NO ☐

2. If you answered NO to either of the questions above, explain why: _____

III. Statement of claim

(Briefly state the facts of your case. Include dates, times, and places. Describe what each defendant did or how he/she is involved. If you are making a number of related claims, number and explain each claim in a separate paragraph.)

1. ON OR ABOUT MAY 1, 2010, NBCI PROPERTY PERSONNEL, SGT. SIRE
AND OFFICER WEISENMILLER, DID DELIBERATELY, MALICIOUSLY, AND
WITHOUT AUTHORIZATION WITHDRAW FUNDS FROM MY PRISON
ACCOUNT IN VIOLATION OF DOC POLICY AND REGULATIONS, STATE
AND FEDERAL LAW OVER MY OBJECTIONS, THEREBY ENGAGING IN
FRAUD, MISREPRESENTATION AND VIOLATIONS OF MY RIGHT TO
DUE PROCESS.
2. ON OR ABOUT JUNE 28, 2010, NBCI PROPERTY SUPERVISOR JI SCHURE
DID DELIBERATELY, MALICIOUSLY AND WITHOUT AUTHORIZATION, ON BE-
HALF OF SGT. SIRE, FORCE MY NAME ON AN APPEAL WITHDRAWAL
FORM IN VIOLATION OF DOC POLICY AND REGULATIONS, STATE AND
FEDERAL LAW, PROVIDING THE SAME TO THE IGO, ENGAGING IN
FRAUD AND VIOLATING PLAINTIFF'S RIGHT TO DUE PROCESS AND
ACCESS TO THE COURTS, ALSO COMMITTING PERJURY AND MISREPRE-
SENTING THE FACTS RELATED TO MY APPEAL.

IV. Relief

(State briefly what you want the Court to do for you.)

1. ORDER COMPENSATION IN THE AMOUNT OF \$1,029.00
2. ORDER COMPENSATION IN THE AMOUNT OF \$40,500.00

SIGNED THIS 2ND day of, APRIL, 2013.

Wayne Resper
(original signature of plaintiff)
W. C. I

13800 MC MULLEN HWY., S.W.
CUMBERLAND, MD 21502
(address of plaintiff)